

DECLARATORY
Improvement Res. No. 1191-1966

For the Vacation of the alley between
Beadell Street and Greater Street from the
west property line of McKinley Avenue to the
west property line of Lots 70 and 105,
Commercial Addition.

Resolution Adopted: June 20, 1966

Confirmed: July 14, 1966

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:
April 13, 1967

B.O. 53-'66

DECLARATORY RESOLUTION NO. 1191-1966

For the Vacation of the alley between Beadell Street and Greater Street from the west property line of McKinley Avenue to the west property line of Lots 70 and 105, Commercial Addition.

PLANS ORDERED:

ADOPTED: June 20, 1966

ADVERTISE NOTICE TO PROPERTY OWNERS: June 23 & 30, 1966
Notices mailed June 29, 1966

HEARING ON CONFIRMATION: Thurs., July 14, 1966, 3:30 p.m.

CONFIRMED: July 14, 1966

ASSESSMENT ROLL ORDERED: July 14, 1966

ASSESSMENT ROLL APPROVED: March 13, 1967

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL:

Thurs., April 13, 1967, 3:30 p. m.

NOTICE SERVED:

March 31, 1967

ASSESSMENT ROLL CONFIRMED: April 13, 1967

1191
DECLARATORY RESOLUTION No. 19 66

For the Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ of the alley between Beadell Street and Graeter Street from the west property line of McKinley Avenue to the west property line of Lots 70 and 105, Commercial Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley between Beadell Street and Graeter Street from the west property line of McKinley Avenue to the west property line of Lots 70 and 105, Commercial Addition.

All as shown by a plan of such proposed Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ is described as follows: Lots 67 to 70 inclusive and Lots 105 to 108 inclusive, all in Commercial Addition. Said addition is inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and ~~other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits~~

All Streets, lots and lands affected by the above described vacation are situated in the northeast quarter of Section Nine and the northwest quarter of Section Ten, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 20

DAY OF June 1966

Attest:

Secretary Board of Public Works.

Board of Public Works.

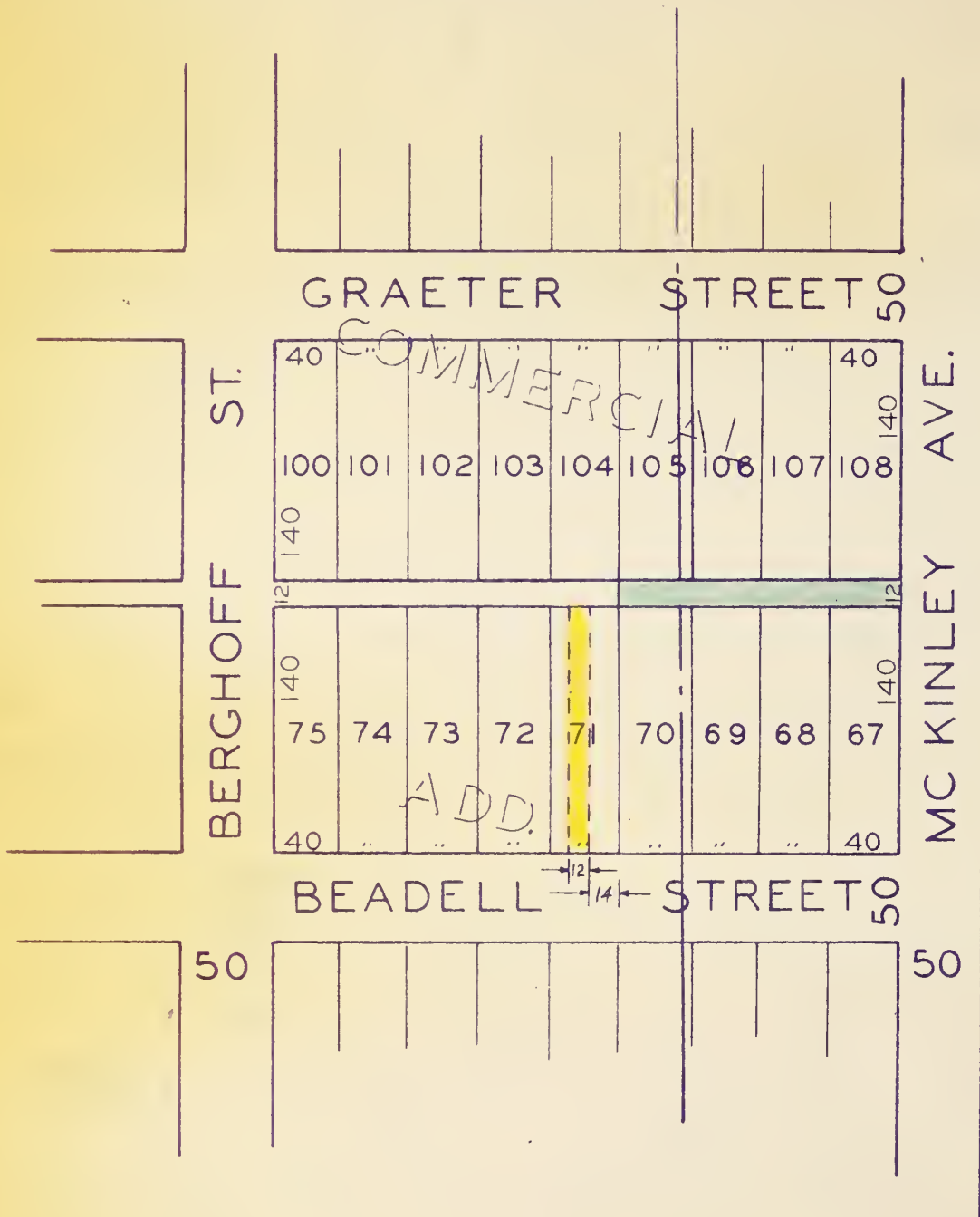


PORTION OF ALLEY TO BE VACATED



ALLEY TO BE DEDICATED

1191



Handwritten initials/signature

STATE OF INDIANA
COUNTY OF ALLEN

} SS:

BEFORE THE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE

AND

THE CITY PLAN COMMISSION

BOARD OF PUBLIC WORKS
RECEIVED
APR 6 1966
RECEIVED

PETITION TO VACATE AN ALLEY

1. That this petition involves an alley north of Beadell Street and West of McKinley Avenue, Fort Wayne, Indiana, described as follows:

That portion of the alley between Berghoff Street and McKinley Avenue commencing at the Northeast corner of lot 67; thence West along the North border of lots 67, 68, 69 and 70 to the Northwest corner of lot 70, a distance of 160 feet; thence North 12 feet to the Southwest corner of lot 105; thence East along the South border of lots 105, 106, 107 and 108 to the Southeast corner of lot 108, a distance of 160 feet; thence South 12 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne,

That the alley which is sought to be vacated is indicated in red on the plat attached hereto and marked Exhibit "A" and by this reference made a part of this Petition; that this petitioner is the owner of all of the real estate abutting on both sides of the alley proposed to be vacated.

2. That the properties to the West of the portion of the alley to be vacated will have adequate access through the dedication of a new alley described as follows:

Commencing at a point located at the Northeast corner of Lot 71; thence 14 feet West along the North line of Lot 71 to the point of beginning; thence South parallel to the East line of Lot 71, a distance of 140 feet to the South line of Lot 71; thence West along the South line of Lot 71, a distance of 12 feet; thence North parallel to the West line of Lot 71, a distance of 140 feet to the North line of Lot 71; thence East along the North line of Lot 71, a distance of 12 feet to the place of beginning, all in the Commercial Addition to the City of Fort Wayne.

3. That the alley as it now exists lies within an Urban Renewal Project for which the Urban Renewal Plan calls for the vacation of the alley.

4. That a 12 inch sewer line located in the subject alley will be located in the above dedicated new alley at such time as is necessary at the expense of the Petitioner.

WHEREFORE, your Petitioner respectfully prays that the matter of the vacation of said alley be referred to the Fort Wayne Plan Commission for the holding of a public hearing on the vacation of said alley after giving notice of such hearing as required by law and thereafter forwarding its recommendations to the Board of Public Works of the City of Fort Wayne as the governing body having jurisdiction over said area and that thereafter said alley be vacated.

CITY OF FORT WAYNE,
DEPARTMENT OF REDEVELOPMENT

By Wayne A. Schacht
Fort Wayne Redevelopment Commission

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JOHNSON

40 " " " " " " " 40

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140 12 140

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GRAETER

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BEADELL

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49 50 51 52 53 54 55 56 57

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48 47 46 45 44 43 42

140 12 140

40 " " " " " " " 40

CULBERTSON

410

STREET

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40 " " " " " " " 40

143 144 145 146 147 148 149 150 151

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117 116 115 114 113 112 111 110 109

140 12 140

40 " " " " " " " 40

STREET

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100 101 102 103 104 105 106 107 108

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75 74 73 72 71 70 69 68 67

140 12 140

40 " " " " " " " 40

STREET

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40 " " " " " " " 40

58 59 60 61 62 63 64 65 66

140 12 140

140 12 140

41 40 39 38 37 36 35 34 33

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STREET

50

AVENUE

EXHIBIT A

MC KINLEY

BERGHOFF

AD 1

ENGINEERING
DEPT. OF STREETS

DATE March 10, 1967

NOTED

TO: Board of Public Works

☒ F.S.E.

SUBJECT: Board Order #53-1966

☒ R.W.D.

☐ G.F.G.

Date 3/10/67

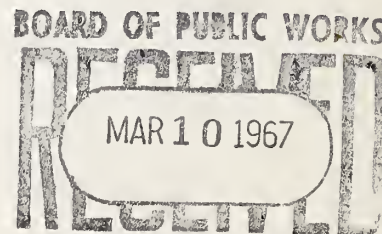
Re: Declaratory Resolution No. 1191-1966 which provided for the vacation of the alley between Beadell Street and Graeter Street from the west property line of McKinley Avenue to the west property line of Lots 70 and 105, Commercial Addition.



The above described alley was vacated with the understanding that a north-south alley would be dedicated over a portion of Lot No. 71, Commercial Addition, to provide an outlet for the property owners to the west.

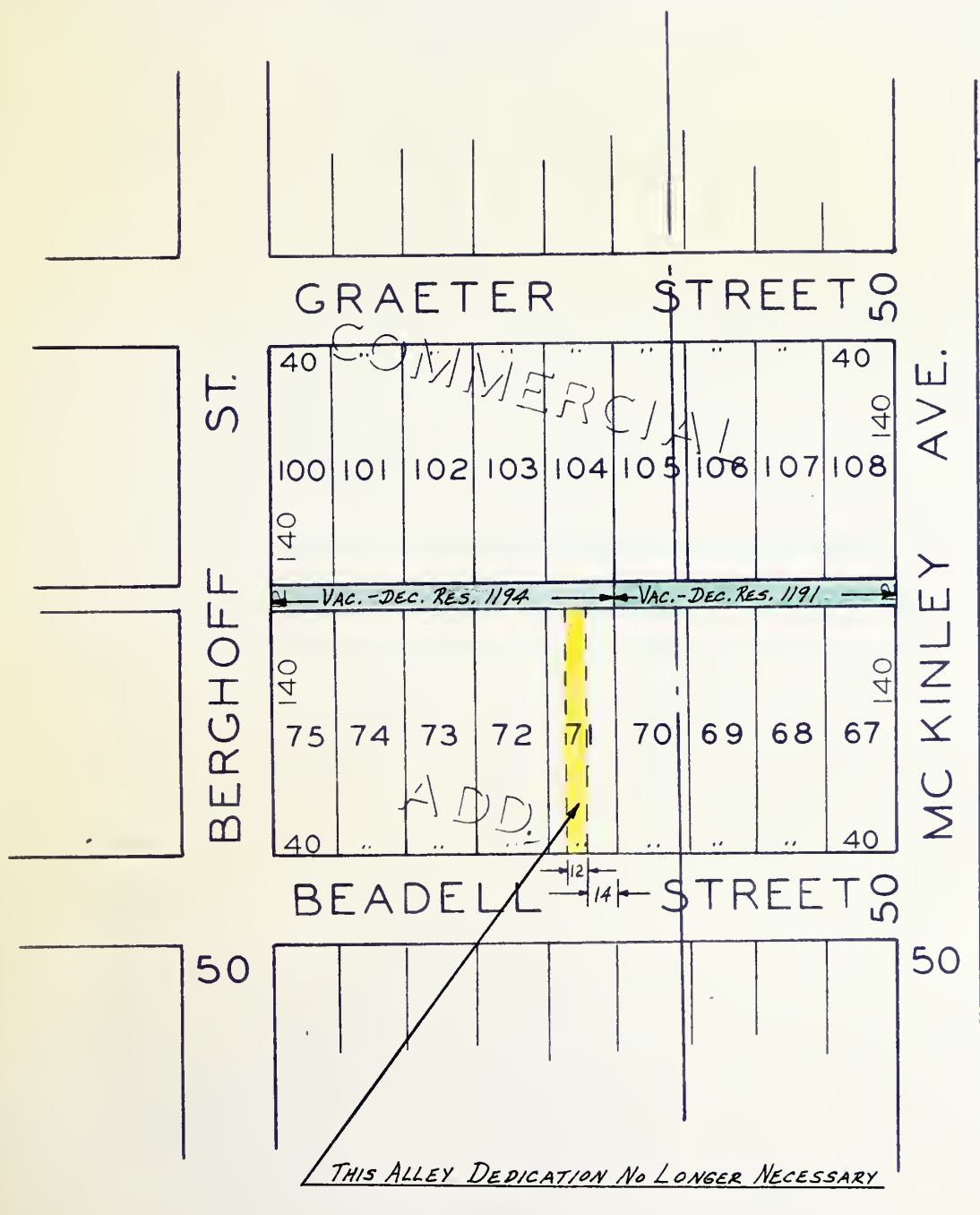
This was not necessary, however, because the remainder of the east-west alley was vacated a few weeks later under Declaratory Resolution 1194-1966. This information should be included in the file of Resolution 1191 for later reference.

Walter H. Meitz
Walter H. Meitz
City Engineer

DEB:lc



-  ~~PORTION OF~~ ALLEY TO BE VACATED
-  ALLEY TO BE DEDICATED



CITY ENGINEER OFFICE
 PLANNING AND DESIGN

Date - JUNE - 1966
 Revised - MARCH, 1967



OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

49-326-1

B.O. 53-166

Date July 14, 1966

To City Engineer

Subject Dec. 1191-1966 Vacation of alley between Beadell & Greater Streets.

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
attach Reso. & P. O. List

NOTED

☐ F.S.E.
☒ R.W.D.
☐ G.F.G.

Date _____

Signed _____

Reply:

March 8, 1967

Assessment roll of benefits and damages completed and attached.

Walter H. Meitz

Walter H. Meitz
City Engineer

DEB:lc
attachs.



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

City of Fort Wayne



BOARD OF PUBLIC WORKS

JUN 15 1966

ENGINEERING DEPARTMENT

425 SOUTH CALHOUN STREET

FORT WAYNE, INDIANA

June 15, 1966

Northern Indiana Public Service Company
Indiana & Michigan Electric Company
General Telephone Company

NOTED
☒ F.S.E.
☐ R.W.D.
☐ G.F.G.

Date *KW*

We have received a petition to vacate the following:

The alley between Beadell Street and Graeter Street from the west property line of McKinley Avenue to the west property line of Lots 70 and 105, Commercial Addition.

A building will be constructed over this alley in connection with a Redevelopment Project. The enclosed post card should therefore be returned indicating an easement is not necessary.

If your facilities have to be relocated or you object for any reason, please contact Wayne Schacht at 743-0178, Ext 286.

Very truly yours,

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs

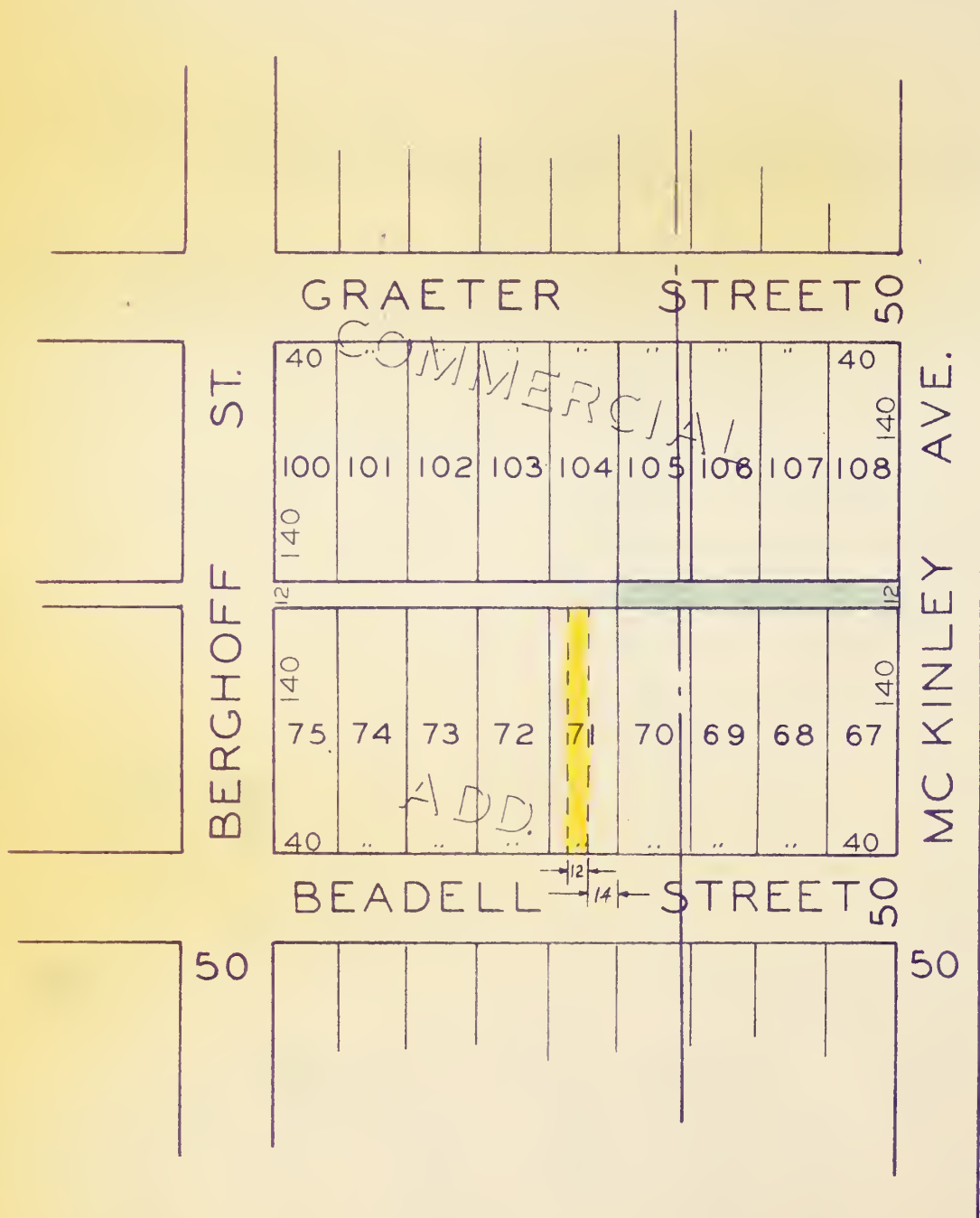
✓ cc: Board of Public Works
(Board Order 53-1966)



PORTION OF ALLEY TO BE VACATED



ALLEY TO BE DEDICATED



June 15, 1966

William J. Jones
Planning Director

James T. White
Traffic Engineer

Please submit your opinion and recommendation *on* the following
proposed vacation:

Vacate the alley between Beadell Street and Graeter Street
from the west property line of McKinley Avenue to the west
property line of Lots 70 and 105, Commercial Addition.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs

✓ cc: Board of Public Works
(Board Order 53-1966)

June 9, 1966

Mr. Roger J. Ralston
General Manager of Operation
Joslyn Stainless Steels
1701 McKinley Avenue
Fort Wayne, Indiana

Dear Mr. Ralston:

SUBJECT: Vacation of the Alley
between Beadell Street
and Graeter Street from
the west property line
of McKinley Avenue to
the west property line
of Lots 70 and 105,
Commercial Addition.

This is to inform you the status of the above
mentioned vacation improvement.

It will be necessary in following the State Statutes
to adopt a Declaratory Resolution and hold a public
hearing on said vacation after which the assessment of
benefits and damages are determined and another public
hearing must be held on the confirmation of the Assess-
ment Roll. This paper work will require at least another
month before the confirmation can be finally approved.
The City Plan Commission has already approved said vaca-
tion and General Ordinance No. G-65-66 passed the Common
Council on the 24th day of May, 1966. The Board of Public
Works has investigated said vacation and can see no good
reason why the Declaratory Resolution can not be confirmed
after following proper procedure. All affected property
owners will have access to the street with the dedication
of a new alley.

This is to inform you the Board of Public Works,

- 2 -

pursuant to the approval of the City Plan and the Common Council, will mandate the vacation of the captioned alley and we have no objection to your firm proceeding with your building construction project. You can be assured that the Board of Public Works will do everything we can to assist you in your new proposed expansion program.

Very truly yours,

A. H. ...

(S) ...

...

BOARD OF PUBLIC WORKS

KM:ms

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

49-185-7

B.O. 53-'66

Date April 11, 1966

To City Engineer

Subject VACATION - alley between Berghoff St. & McKinley Ave.

Received petition to Vacate that portion of the alley between Berghoff Street and McKinley Avenue, as per copy of petition attached.

Prepare an opinion, after conferring with all Governmental Agencies and Utilities.

NOTED
F.S.E.
R.W.D.
G.F.G.
Date _____

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
attach copy of petition and drawing

Signed _____

Reply:

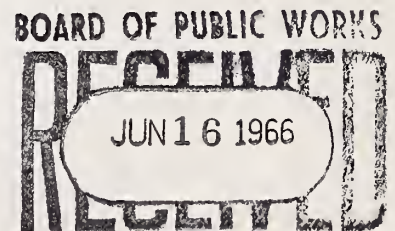
1191

June 15, 1966

Declaratory Resolution, drawing and property ownership list completed and attached.

Walter H. Meitz
City Engineer

DEB:lc
attachs.



ned

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, June 29, 1966

1191

To:

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
Declaratory
pass Improvement/Resolution No. 1191-1966
providing for the Vacation of the alley between Beadell Street and Graeter Street from
the west property line of McKinley Avenue to the west property line of Lots 70 and 105,
Commercial Addition.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-
tailed plans, profile and specifications which are now on file and may be seen in the office of the Board
of Public Works.

The Board has fixed Thursday, July 14, 1966 at 3:30 pm in Conference Room 102
a date and time when they will hear and consider objections or remonstrances from all persons whose
property will be affected by the proposed improvement.

You are hereby notified that

Commercial Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the Gen-
eral Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supple-
mental thereof.

BOARD OF PUBLIC WORKS

Improvement Resolution No. 1191-1966 For THE VACATION OF THE ALLEY BETWEEN BEADELL STREET AND GRAETERSTREET FROM THE WEST PROPERTY LINE OF MCKINLEY AVENUE TO THE WEST PROPERTY LINE OF LOTS 70 AND 105,
COMMERCIAL ADDITION.

6	OWNER'S NAME	ADDRESS	NUMBER OF		O. L.	DESCRIPTION
			LOT	BLOCK		
1	CITY of FORT WAYNE	425 S. Oak St.	67			COMMERCIAL ADD
2	CITY of FORT WAYNE	425 S. Oak St.	68			" "
3	CITY of FORT WAYNE	"	69			" "
4	CITY of FORT WAYNE	"	70			" "
5	CITY of FORT WAYNE	"	71			" "
6	MOISICA, VASILE & MARY	2426 Beadel St.	72			" "
7	MOISICA, VASILE & MARY	"	"			" "
8	POPA, JUSTIN & ET AL	2420 Beadel St. W.C. Dickey	"			" "
9	DERLOSHON, LUCRETTA	2502 Beadel St.	5			" "
10	CITY of FORT WAYNE	425 S. Oak St.	100			" "
11	CITY of FORT WAYNE	"	101			" "
12	BLOOM, ALTON L & VERN E	3232 Rockwood Dr.	102			" "
13	KEEGAN, MARLENE A	40 Rockwood Dr.	103			" "
14	KEEGAN, MARGARET A.	1108 St. Wayne Ave. N.W.	104			" "
15	CITY of FORT WAYNE	425 S. Oak St.	105			" "
16	CITY of FORT WAYNE	"	106			" "
17	CITY of FORT WAYNE	"	107			" "
18	CITY of FORT WAYNE	"	108			" "
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61	NOTICES MAILED OR SERVED					
62	June 29, 1966					
63	By Beryl Rehling					
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		TOTAL				

1191